

Doc. #4 586

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

RESOLUTION

BE IT RESOLVED by the Boston Redevelopment Authority that an Order of Taking dated **APR 18 1985** relating to portions of the DOWNTOWN WATERFRONT-FANEUIL HALL URBAN RENEWAL AREA, MASS. R-77, be executed together with a plan entitled, "Boston Redevelopment Authority, Taking Plan Commercial Street, Boston, Proper," dated April 18, 1985, and made permanent part of these proceedings, a copy of which the Secretary shall cause to be recorded in the Office of the Registry of Deeds for the County of Suffolk.

A true copy

CERTIFICATE

I hereby certify that the following names constitute the entire membership of the Boston Redevelopment Authority:

Robert L. Farrell
Joseph J. Walsh
James K. Flaherty

William A. McDermott, Jr.
Clarence J. Jones

ATTEST:

Kare Simonian
Secretary of the Boston Redevelopment Authority

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON REDEVELOPMENT AUTHORITY

ORDER OF TAKING

WHEREAS, the Boston Redevelopment Authority, in accordance with G.L., c. 121B, and its predecessor statute G.L., c. 121, adopted and filed in the Suffolk County Registry of Deeds, Book 7929, page 440, an Order of Taking dated February 4, 1965, concerning and describing the Downtown Waterfront-Faneuil Hall Urban Renewal Area, all of the findings, determinations and descriptions set forth therein being incorporated herein by reference and made a part hereof; and

WHEREAS, the Boston Redevelopment Authority has deposited with the Mayor of the City of Boston security to his satisfaction for the payment of such damages as may be awarded in accordance with law to the owner or owners of said area, as required by G.L., c. 79, §40.

NOW, THEREFORE, BE IT ORDERED that the Boston Redevelopment Authority, acting under the provisions of said c. 121B, and all other authority thereunto enabling and pursuant to the applicable provisions of said c. 79, and of any and every power and authority to it, granted or implied hereby takes for itself in fee simple by eminent domain, for the purposes hereinbefore set forth or referred to, the area or areas located in the City of Boston as hereinafter described in ANNEX A, together with any and all easements and rights appurtenant thereto, including the trees, buildings and other structures standing upon or affixed thereto, and including the fee, if any, in all public streets, highways and public ways in said area or areas or contiguous and adjacent to the

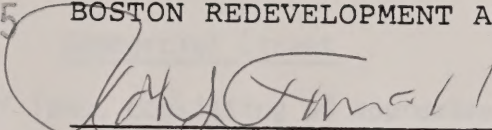
property taken hereby, provided such fee is a part of said property, except any and all easements of travel in and to any and all public streets, highways and public ways in said area or areas or contiguous and adjacent thereto and except preserving an easement to City of Boston for continued use of all utilities presently existing under said public streets.

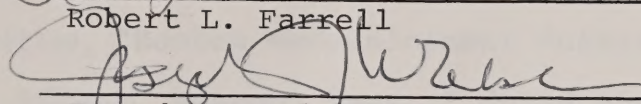
AND FURTHER ORDERED that in accordance with the provisions of the said c. 79, as amended, awards are made by the Boston Redevelopment Authority for damages sustained by the owner or owners and all other persons, including all mortgagees of record, having any and all interest in each parcel described in ANNEX A and entitled to any damages by reason of the taking hereby made. The Boston Redevelopment Authority reserves the right to amend the award at any time prior to the payment thereof by reason of a change in ownership or value of said property before the right to damages therefor has become vested or for other good cause shown. The awards hereby made are set forth in ANNEX B, which ANNEX B is not to be recorded in the Registry of Deeds with the Order of Taking.

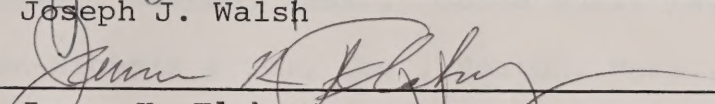
AND FURTHER ORDERED that the Secretary of the Boston Redevelopment Authority causes this instrument of taking to be recorded in the office of the Suffolk County Registry of Deeds.

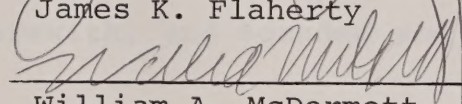
IN WITNESS WHEREOF, we, the following members of
the Boston Redevelopment Authority have caused the corporate
seal of the Authority to be hereto affixed and these presents
to be signed in the name and behalf of the Boston Redevelopment
Authority.

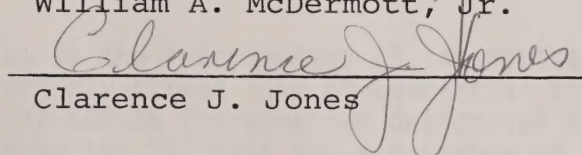
DATED: APR 18 1985 BOSTON REDEVELOPMENT AUTHORITY


Robert L. Farrell

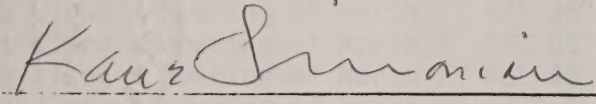

Joseph J. Walsh


James K. Flaherty

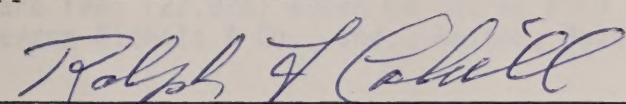

William A. McDermott, Jr.


Clarence J. Jones

ATTEST:


Secretary of the Boston Redevelopment Authority

Approved as to form:


Ralph F. Cahill, Assistant General Counsel

ANNEX A

BOSTON REDEVELOPMENT AUTHORITY

DOWNTOWN WATERFRONT - FANEUIL HALL

URBAN RENEWAL AREA

TAKING AREA DESCRIPTION

The following parcel of land is taken by this Order of Taking:

Commercial Street

That certain parcel of land, consisting of approximately 22,926 square feet, as shown on a plan entitled, "Boston Redevelopment Authority, Taking Plan, Commercial Street, Boston, Mass.," dated April 18, 1985," prepared by Anderson-Nichols & Co., Inc., Boston, Mass., which Plan is recorded herewith, and bounded and described as follows:

Starting at a point of beginning at the intersection of the northerly street line of State Street and the westerly street line of Commercial Street being Mass Coordinate N 495639.82, E 720502.36 (hereinafter designated as Point "A"); thence along a bearing of North 8° 18' 26" West for a distance of 47.35 feet; thence along a bearing of North 8° 30' 12" West for a distance of 10.00 feet; thence along a bearing of North 6° 43' 36" West for a distance of 44.51 feet; thence along a bearing of North 8° 16' 40" West for a distance of 39.95 feet; thence along a bearing of North 7° 35' 04" West for a distance of 64.97 feet; thence along a bearing of North 6° 47' 46" West for a distance of 101.31 feet; thence along a bearing of North 7° 47' 36" West for a distance of 51.73 feet; thence along a bearing of North 7° 57' 00" West for a distance of 64.18 feet; thence along a bearing of North 7° 46' 43" West for a distance of 50.25 feet; thence along a bearing of North 84° 37' 20" East for a distance of 70.46 feet; thence along a bearing of South 40° 36' 50" West for a distance of 24.45 feet; thence along a bearing of South 10° 03' 57" West for a distance of 10.38 feet; thence along a bearing of South 7° 19' 52" East for a distance of 20.60 feet; thence along a bearing of South 7° 19' 52" East for a distance of 420.68 feet; thence along a bearing of South 77° 30' 23" West for a distance of 47.30 feet to Point "A". Said parcel of land located in Boston Proper, Suffolk County, Massachusetts and containing twenty-two thousand nine hundred twenty-six square feet (22,926) shown on Taking Plan of Commercial Street prepared by Anderson-Nichols & Co., Inc., Boston, Massachusetts, dated April 18, 1985.

The owner of the property hereby taken is the City of Boston.

ANNEX B

BOSTON REDEVELOPMENT AUTHORITY

DOWNTOWN WATERFRONT-FANEUIL HALL URBAN
RENEWAL AREA

AWARD OF DAMAGES

No awards are made with this Order of Taking.